

COUNTY COMMISSIONERS OF CHARLES COUNTY, MARYLAND

RESOLUTION NO. 2009-16

WHEREAS, the County Commissioners of Charles County, Maryland, by authority of Title 9, Subtitle 5, Environment Article, Annotated Code of Maryland, is directed to adopt and submit to the Maryland Department of the Environment a report of the review of the comprehensive plan for the provision of both adequate water supply systems and sewer systems throughout the County to include all towns, municipal corporations, and sanitary districts within Charles County, the said water and sewer plan to be consistent with land use master planning in Charles County; and

WHEREAS, by Resolution dated December 15, 2006, the County Commissioners of Charles County, Maryland, adopted an updated Comprehensive Water and Sewer Plan for Charles County and said report and Comprehensive Water and Sewer Plan has been approved by the Maryland Department of the Environment; and

WHEREAS, the County Commissioners of Charles County, Maryland, held a public hearing on April 16, 2008 and a subsequent Work Sessions on May 13, 2008 and September 23, 2008, and January 23, 2009 to consider the proposed text amendment to the Charles County Comprehensive Water and Sewer Plan; and

WHEREAS, after serious deliberation and study the County Commissioners of Charles County, Maryland, are of the opinion that it is in the best interest of the citizens of Charles County that the Comprehensive Water and Sewer Plan be amended.

NOW THEREFORE, BE IT RESOLVED, this 28th day of January, 2009, by the County Commissioners of Charles County, Maryland that the County Commissioners grant

a text amendment to be added to Chapter 1 of the Comprehensive Water and Sewer Plan. The proposed text amendment as follows:

Amendment No. 1

“On page 1-11, Subsection 1.2.4, after “f) insert the following text under “General Policies”:

g) Unimproved properties or existing properties located outside the Development District and in a no-planned service area, to include rural villages, failing systems, minor subdivisions, and affordable housing may be served by shared sewage disposal facilities, if approved by the Charles County Commissioners.

Amendment No. 2

“On page 1-21, after Subsection 1.3.12 insert the following text:

1.3.13 Policy on Shared Sewage Disposal Facilities

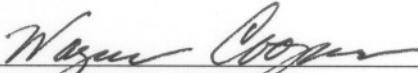
Shared sewage disposal facility means a sewerage system which serves more than one parcel or lot of land or more than one use on a single parcel or lot of land with the sewerage disposal system located on either 1) individual parcels or lots; or 2) on parcels or lots owned in common by the users or a controlling authority. These systems may be proposed and constructed by a public or private entity. Shared sewage disposal facilities shall be designed, approved and constructed in accordance with any applicable Federal, State and/or County regulation or law. All shared sewage disposal facilities for major subdivisions must receive approval of a sewer category amendment to the Comprehensive Water and Sewer Plan, as the County Commissioners will be the Controlling Authority of all Shared Sanitary Systems within Charles County. All shared sewage disposal facilities shall be automatically included in subsequent updates of the Plan.

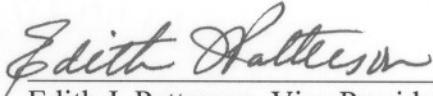
BE IT FURTHER RESOLVED, that said plan, with amendments, replaces and supersedes all previous plans, and it is FURTHER RESOLVED that said amendments shall be submitted to the Maryland Department of the Environment for review.


IT IS FURTHER RESOLVED, that if any clause or section contained within this Resolution is for any reason held invalid by any court of competent jurisdiction, such portions shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the remaining clauses or sections enumerated within this Resolution.

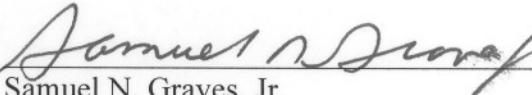
FINALLY, IT IS RESOLVED, that this Resolution shall take effect on the 28th day of January, 2009.

COUNTY COMMISSIONERS OF
CHARLES COUNTY, MARYLAND

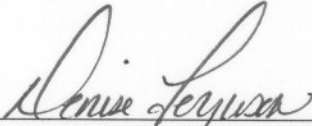

Wayne Cooper, President


Edith J. Patterson, Vice President


Reuben B. Collins, II


Samuel N. Graves, Jr.

[voted Nay]
Gary V. Hodge


ATTEST: Denise Ferguson, Clerk

* Amendment requests are maintained on file in the Planning Office
**Water & Sewer Maps are maintained on file in the Planning Office.